

**NEW HAMPSHIRE BOARD OF NURSING
MINUTES
April 18, 2013**

Recorder: Kathryn Dickson, Executive Secretary

TOPIC	DISCUSSION	ACTION
1.0 Call to Meeting	Nursing students welcomed from Rivier University, Plymouth State University, and Salter School of Nursing.	Meeting called to order at 8:00 a.m. with R. Duhaime, Chair, presiding Board members present: J. Kuras (JK), C. Smith (CS), B. Libby (BL), B. Fersch (BF), K. Kidder (KK), K. Baranowski (KB), N. Fortin (NF), A. Finn-Waddell (AF), H. Featherston (HF), T. Collins (TC) Board staff present: D. Nies (DN), S. Goodness (SG), K. Dickson (KD), L. Tetreault (LT)
1.1 Open Forum	Elizabeth Collins from Bureau of Developmental Services and representatives from School Nurses Association requested that Board clarify opinion rendered regarding administration of glucagons.	Board reviewed initial draft statement regarding rescues medication administration and delegation rules.
1.2 Addendum		
1.2.1 Additions		4.4 Review and adoption of Proposed 7.3 Motion for Dismissal 7.3.1 D. P. 7.5.2 C. C. (JK recused) 9.1.1 M. Coates, LNA Licensure Additional Documentation 10.3.2 InterCoast Career Institute 11.3.5 RN Scope of Practice: Start Vecuronium drip
1.2.2 Deletions		8.1.4 S. Knudsen 1:45 p.m.
1.2.3 Appearances		7.1.1 M. Pigaga 8:45 a.m. 7.1.2 M. Johnson 9:15 a.m. 7.1.3 M. Whitehouse 9:45 a.m. 7.1.4 O. Cyr 10:15 a.m. 10.1.3 St. Joseph's SON 11:00 a.m.

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		8.1.1 H. Treannie 1:00 p.m. 8.1.5 R. Stebbins 1:10 p.m. 8.1.2 M. Young (Davis) 1:15 p.m. 9.1.1 M. Coates 1:20 p.m. 8.1.6 J. Miner 1:25 p.m. 8.1.3 B. Wilkins-Knight 1:30 p.m. 9.1.2 H. Deputy 1:40 p.m. 9.1.3 D. Chambers 2:00 p.m. 9.1.4 C. Sangalang 2:03 p.m. 9.1.5 C. Lawson 2:06 p.m. 9.1.6 C. Robbins 2:09 p.m. 9.1.7 M. Patch 2:12 p.m. 9.1.8 B. Cote 2:15 p.m. 9.1.9 M. Clough 2:18 p.m. 9.1.10 B. Cook 2:21 p.m. 9.1.11 B. Stratton 2:24 p.m. 9.1.12 B. West 2:27 p.m. 9.1.13 B. Stewart 2:30 p.m. 9.1.14 K. Bates 2:33 p.m.
2.0 Approval of minutes 2.1 March 21, 2013	Reviewed and discussed.	M/NF, S/KK to approve minutes as written. Unanimous.
4.0 Report of Executive Director/Staff 4.1 Expense Summary Budget 4.4 Review and adoption of Proposed Amendments to Rules	FYI. Reviewed final proposed rule changes to 100 through 800.	 M/NF, S/KK to approve proposed amendments. Unanimous.
7.0 Adjudicative (Investigator/Prosecutor) 7.2 Consent Decree/Settlement Agreement/ Voluntary Surrender/ Reciprocal Discipline/Practice Restrictions 7.2.1 E. McCarron, RN (SA) #049282-21 7.2.2 J. Riendeau, RN (SA) #044051-21	Previously reviewed. Previously reviewed.	M/HF, S/BL to approve Settlement Agreement as proposed. Unanimous. M/HF, S/BL to approve Settlement Agreement as proposed. Unanimous.

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7.2.3	J. Gilbody, LPN (VS) #011163-22	Previously reviewed.	M/HF, S/BL to approve Settlement Agreement as proposed. Unanimous.\
7.2.4	T. Moore, LNA (VS) #017881-24	Previously reviewed.	M/HF, S/BL to approve Settlement Agreement as proposed. Unanimous.\
7.2.5	L. Fitzsimmons, RN (SA) #051710-21	Remove from Consent Agenda for discussion.	NF recused. M/TC, S/JK to deny Settlement Agreement as proposed. Unanimous.
7.4	Dismissals (Proposed)		
7.4.1	J. L., LNA	Previously reviewed.	M/BF, S/HF to approve recommendations as proposed. Unanimous.
7.4.2	R. K., APRN	Previously reviewed.	M/BF, S/HF to approve recommendations as proposed. Unanimous.
7.4.3	D. A., LNA	Previously reviewed.	M/BF, S/HF to approve recommendations as proposed. Unanimous.
7.4.4	D. N., LPN	Removed from Consent Agenda for discussion.	JK recused. M/KB, S/NF to deny recommendations as proposed. Yea: RD, KB, JK, AF, KK, NF, BL, BF, CS Nay: TC Motion carries.
7.4.5	S. S. RN	Previously reviewed.	M/BF, S/HF to approve recommendations as proposed. Unanimous.
7.5	Recommendations (Proposed)		
7.5.1	J. F., LNA	Removed from Consent Agenda for discussion.	M/KB, S/NF to dismiss complaint with no further actions. Unanimous.

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10.0 Education 10.1 Continuing Approval 10.1.1 Seacoast School of Technology Exeter High School LNA Program	Previously reviewed.	M/NF, S/KK to grant <i>Continuing Approval</i> of program and coordinator. Unanimous.
12.0 Committee Reports and Recommendations 12.1 HeM 1201 (TC) 12.2 Day of Discussion 12.2.1 RN/LPN Day of Discussion 12.2.2 LNA Day of Discussion 12.3 ADA (NF)	No report. Nothing scheduled to date. LT updated Board on June 4 LNA Day of Discussion. Reviewed accommodations for one applicant. TC and AF offered to serve on ADA Committee with NF.	M/NF, S/KK to accept accommodations. Unanimous.
11.0 Practice Inquiries and Practice Committee Reports 11.2 P & E Committee (NF) 11.1 Liaison (KK)	No meeting. KK reported on Liaison Committee meeting of April 4, 2013. <ul style="list-style-type: none"> • Liaison Committee nominee interview with Susan Barnes, APRN, PSYCH/MH. • Discussion of APRN consensus • Discussed APRN scope of practice issue regarding Lumbar Puncture. Liaison Committee recommendations that training and competency must be demonstrated for any specialty procedure. • Discussed the possibility to videoconference Liaison Committee meetings on site. 	M/JK to accept recommendations to elect Susan Barnes to Liaison Committee. Unanimous.
7.0 Adjudicative (Investigator/Prosecutor) 7.1 Hearings 7.1.1 M. Pigaga Inactive RN #051062-21	Reviewed and discussed Motion to Continue submitted by Respondent.	M/NF, S/TC to deny Motion to Continue and move forward with hearing. Unanimous.

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	<p>Hearing to Show Cause held in absentia for M. Pigaga, Inactive RN #051062-21, Docket #12-0724-0310 pursuant to the Nurse Practice Act, RSA 326-B and the administrative rules Chapters 100-800, proceeded at 8:47 a.m. with R. Duhaime (RD), Chair presiding. Board members present: K. Baranowski (KB), K. Kidder (KK), B. Libby (BL), B. Fersch (BF), H. Featherston (HF), T. Collins (TC), J. Kuras (JK), N. Fortin (NF), C. Smith, A. Finn-Waddell (AF)</p> <p>Board staff present: S. Goodness (SG), K. Dickson (KD), L. O'Connor, Hearing Counsel for the Board.</p> <p>Reading of Notice of Hearing waived.</p> <p>Hearing concluded at 8:53 a.m.</p>	<p>M/KB, S/AF to affirm Hearing Counsel's Proposed Findings of Facts #1 - #3; affirm Hearing Counsel's Proposed Rulings of Law #1 - #2, affirm Proposed Sanctions #2 - #7; amend Proposed Sanctions #1 to SUSPEND NH RN license indefinitely and assess monetary penalty of \$250 to be paid within 90 days from effective date of Board's order.</p> <p>Unanimous.</p>
<p>11.0 Practice Inquiries and Practice Committee Reports</p> <p>11.3 Request for Board advice:</p> <p>11.3.1 LNA Scope of Practice: Perform heel sticks on newborns</p> <p>11.3.2 RN Scope of Practice: Reprogramming devices</p> <p>11.3.3 RN Scope of Practice: Draw therapeutic phlebotomy from venous access device</p> <p>11.3.4 LPN Scope of Practice: Apply and change VAC dressings</p> <p>11.3.5 RN Scope of Practice:</p>	<p>Reviewed question of whether or not LNA can perform heel sticks on newborns under delegation and with demonstrated competency.</p> <p>Reviewed question of whether or not it is within RN scope to practice to reprogram device such as implanted pacemaker and defibrillator.</p> <p>Reviewed question of whether or not it is within RN scope to practice to draw therapeutic phlebotomy from VAD for treatment of hemochromatosis. According to 2009 opinion, it is not within RN scope of practice as recommended by P & E Committee.</p> <p>Reviewed question of whether or not it is within LPN scope to apply and change VAC dressings.</p> <p>Reviewed question of whether or not ICU RN can</p>	<p>M/NF, S/KK to affirm that it is within LNA scope of practice to perform heel sticks with competencies. This procedure is similar to fingersticks done for blood sugar or for PT/INR testing as addressed in Fall 2000 and August 2005.</p> <p>Unanimous.</p> <p>Board consensus to invite Mark Kiessling, MPAS, PA, from Geisel School of Medicine at Dartmouth to come before Board for clarification.</p> <p>Board consensus to send back to P & E Committee for further recommendations.</p> <p>M/KB, S/BF to affirm that it is within LPN scope of practice to apply and change VAC dressings with education and competencies.</p> <p>Unanimous.</p> <p>Board opined that RN can start Vecuronium drip</p>

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<p>Start Vecuronium drip</p> <p>11.3.6 LNA's working with out of state agencies</p>	<p><u>start</u> Vecuronium drip according to standard order set on patient who is intubated and sedated with physician present.</p> <p>Reviewed question of whether or not LNA's working with out of state agencies can care for clients in NH.</p>	<p>provided there is protocol in place and patient is intubated.</p> <p>M/KB, S/AF to affirm that LNA's must be licensed in State of NH to provide care for clients residing in NH. Unanimous.</p>
<p>7.0 Adjudicative (Investigator/Prosecutor)</p> <p>7.1 Hearings</p> <p>7.1.2 M. Johnson Suspended LPN #015500-22</p> <p>7.1.3 J. Whitehouse, LNA #042709-24</p> <p>7.1.4 O. Cyr, LNA #046591-24</p>	<p>Hearing to Show Cause held for M. Johnson, Suspended LPN #015500-22, Docket #12-1204-0344 pursuant to the Nurse Practice Act, RSA 326-B and the administrative rules Chapters 100-800, proceeded at 9:03 a.m. with R. Duhaime (RD), Chair presiding. Board members present: K. Baranowski (KB), K. Kidder (KK), B. Libby (BL), B. Fersch (BF), H. Featherston (HF), T. Collins (TC), J. Kuras (JK), N. Fortin (NF), C. Smith, A. Finn-Waddell (AF) Notice of Hearing read by RD, Chair. Board staff present: S. Goodness (SG), K. Dickson (KD), L. O'Connor, Hearing Counsel for the Board. Reading of Notice of Hearing waived. Hearing concluded at 9:27 a.m.</p> <p>J. Whitehouse appeared before Board to request Motion to Continue until May 16, 2013.</p> <p>Hearing held for O. Cyr, LNA # 046591-24, Docket #13-04030366-NA pursuant to the Nurse Practice Act, RSA 326-B and the administrative rules Chapters 100-800, proceeded at 10:05 a.m. with R. Duhaime (RD), Chair presiding. Board members present: J. Kuras (JK), C. Smith (CS), B. Libby (BL), K. Kidder (KK), K. Baranowski (KB), N. Fortin (NF), A. Finn-Waddell (AF), H. Featherston (HF), T. Collins (TC) B. Fersch (BF) recused.</p>	<p>M/KB, S/AF to affirm Hearing Counsel's Proposed Findings of Facts #1 - #8; affirm Hearing Counsel's Proposed Rulings of Law #1 - #3, affirm Proposed Sanctions #2 - #7; amend Proposed Sanctions #1 to SUSPEND NH LPN license indefinitely and assess monetary penalty of \$750 to be paid within 90 days from effective date of Board's order. Unanimous.</p> <p>BF and TC recused. M/NF, S/KK to accept Motion to Continue until May. Yea: RD, KB, AF, KK, NF, BL, CS Nay: JK, HF Motion carries.</p> <p>BF recused. M/KK, S/TC to affirm Hearing Counsel's Proposed Findings of Facts #1 - #7; deny Proposed Findings of Fact #8; affirm Hearing Counsel's Proposed Rulings of Law #1, deny Hearing Counsel's Proposed Rulings of Law #2; affirm Proposed Sanctions #4 - #7; deny Proposed Sanctions #2 - #3; amend Proposed Sanctions #1 to impose REPRIMAND and assess monetary penalty of \$250 to be paid within 90 days from</p>

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7.3 Motion for Dismissal 7.3.1 D. P.	Board staff present: S. Goodness (SG), K. Dickson (KD), L. O'Connor, Hearing Counsel for the Board. Reading of Notice of Hearing waived. Respondent present to offer testimony. Attorney Benjamin King represented Respondent. Witnesses present: Stephanie Trombley, RN Hearing concluded at 11:05 a.m. Reviewed and discussed Motion for Dismissal.	effective date of Board's order. Yea: KK, KB, TC, CS, NF, AF, BL Nay: HF, JK Motion carries. (See Docket #13-04030366-NA) M/RD, S/KB to deny request until completion of investigation. Unanimous.
10.0 Education 10.3 Education issues 10.3.1 St. Joseph School of Nursing Accreditation from NLNAC 10.3.2 InterCoast Career Institute	Sherrie Palmieri, DNP, MBA, RN, CPHQ, Director, St. Joseph School of Nursing ASN Program, presented proposal for ASN curricular change to concept-based nursing. ASN Program has achieved accreditation from NLNAC in Fall of 2012. Cynthia Brodie, Corporate Director of Nursing Education for InterCoast Career Institute inquired about status of request for initial approval for practical nurse program to be located in Salem, NH. NH BON made C. Brodie aware that ME BON has entered into Consent Agreement with InterCoast Career Institute in Maine. Board provided her with copy of said agreement. M/NF, S/JK to conduct non-public session for purpose of discussion of alleged licensee misconduct. Non-public session is authorized by RSA 91-A:3 II and Board's executive and deliberative privileges. Minutes of non-public session shall be sealed. Board voted as follows: Yea: RD, KB, JK, AF, KK, NF, BL, BF, CS, TC, HF Non-public session began at 12:30 p.m. and concluded at 1:20 p.m.	Sub-committee identified to review InterCoast material.
4.0 Report of Executive Director/Staff 4.4 Army transcript recommendations	Reviewed transcript from Army personnel requesting to take LPN NCLEX under comparable education.	M/TC, S/KB to deny approval to take LPN NCLEX until Curricular Requirements under Nur

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	NCSBN has recently provided document of comparison of military course work in relation to LPN curriculum. Coursework done under Army prepares participant as EMT to work in field triage and respond to basic emergencies.	602.12 are met. Unanimous.
8.0 Adjudicative (Executive Director) 8.1 Requests for Reinstatement, Removal of Probation, Restrictions, Modifications or Conditions 8.1.1 H. Treannie, LPN #013782-22 8.1.5 R. Stebbins, LPN #014250-22 8.1.2 M. Young Inactive RN #038425-21 Inactive APRN #038425-23 8.1.6 J. Miner Inactive LNA #021310-24 8.1.3 B. Wilkins-Knight, RN #029072-21	H. Treannie presented oral testimony regarding rehabilitation in support of petition for reinstatement of LPN license. R. Stebbins presented oral testimony in support of petition for reinstatement of LPN license. M. Young presented oral testimony in support of petition for reinstatement of NH RN license. J. Miner presented oral testimony in support of petition for reinstatement of NH LNA license. B. Wilkins-Knight presented oral testimony in support of petition for removal of probation from NH RN license.	M/JK, S/BL to deny petition for reinstatement of LPN license at this time. Six-month suspension is not yet completed. Unanimous. M/KB, S/KK to reinstate LPN license. Unanimous. M/KK, S/NF to deny request for reinstatement of NH RN license. Unanimous. M/JK, S/BF to grant petition to reinstate LNA license after successful completion of written and skills examination. Unanimous. M/KB, S/KK to remove probation from NH RN license. Yea: RD, KB, JK, AF, KK, BL, BF, CS, TC, HF Nay: NF Motion carries.
7.0 Adjudicative (Investigator/Prosecutor) 7.5 Recommendations (Proposed) 7.5.2 C. C. 7.5.3 J. S.	Reviewed and discussed recommendations. Reviewed and discussed recommendations.	M/NF, S/KK to approve recommendations for public discipline. Unanimous. Emergency hearing to be scheduled via conference call on April 24, 2013 at 1:30 p.m.
9.0 Licensure 9.1 Licensure 9.1.1 M. Coates, LNA licensure	M. Coates presented oral testimony in support of	M/NF/JK to allow M. Coates to obtain LNA

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	petition to obtain LNA licensure in NH.	licensure in NH. Unanimous.
9.1.2 H. Deputy, LNA licensure	H. Deputy presented oral testimony in support of petition to obtain LNA licensure in NH.	M/NF, S/JK to allow H. Deputy to obtain LNA licensure in NH. Unanimous.
9.1.3 D. Chambers, LNA licensure	D. Chambers presented oral testimony in support of petition to obtain LNA licensure in NH.	M/NF, S/KK to allow D. Chambers to obtain LNA licensure in NH. Unanimous.
9.1.4 C. Sangalang, LNA licensure	C. Sangalang presented oral testimony in support of petition to obtain LNA licensure in NH.	M/BL, S/AF to allow C. Sangalang to obtain LNA licensure in NH. Unanimous.
9.1.6 C. Robins, LNA licensure	C. Robins presented oral testimony in support of petition to obtain LNA licensure in NH.	M/KB, S/CS to allow C. Robins to obtain LNA licensure in NH. Unanimous.
9.1.8 B. Cote, LNA licensure	B. Cote presented oral testimony in support of petition to obtain LNA licensure in NH.	M/KK, S/NF to allow B. Cote to obtain LNA licensure in NH. Unanimous.
9.1.9 M. Clough, LNA licensure	M. Clough presented oral testimony in support of petition to obtain LNA licensure in NH.	M/KB, S/BL to allow M. Clough to obtain LNA licensure in NH. Unanimous.
9.1.10 B. Cook, LNA licensure	B. Cook presented oral testimony in support of petition to obtain LNA licensure in NH.	M/KK, S/NF to allow B. Cook to obtain LNA licensure in NH. Unanimous.
9.1.12 B. S. West, LNA licensure	B. S. West presented oral testimony in support of petition to obtain LNA licensure in NH.	M/NF, S/BL to allow B. S. West to obtain LNA licensure in NH. Unanimous.
9.1.14 K. Bates, LNA licensure	K. Bates presented oral testimony in support of petition to obtain LNA licensure in NH.	M/NF, S/BL to allow K. Bates to obtain LNA licensure in NH. Unanimous.
10.0 Education 10.3 Educational Issues 10.3.3 NCLEX Pass Rates	Reviewed NCLEX pass rates for first quarter.	

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13.0	Legislation	DN updated Board on legislative issues.	
14.0	National Council	<p>DN informed Board that NCSBN will vote at Annual Meeting in August to eliminate annual dues to NCSBN.</p> <p>Discussed license management program through NCSBN to replace L2K to be implemented in 2017.</p>	
17.0	Adjournment	<p>Next regular meeting: May 16, 2013 8:00 a.m. NH Board of Nursing Education Conference Room 100 First Floor 21 South St Concord, NH 03301</p>	<p>Meeting adjourned at 3:45 p.m.</p> <p>Respectfully submitted,</p> <p>Denise Nies, MSN, RN, BC Executive Director</p>